

ALABAMA BOARD OF NURSING

REGULAR BOARD MEETING

**RSA Plaza Suite 350
Montgomery, Alabama**

March 30 & 31, 2017

I. CALL TO ORDER

A. Roll Call

The meeting was called to order at 9:00 a.m. on Thursday, March 30, 2017 and 8:44 a.m. on Friday, March 31, 2017.

The following members were present: Francine Parker, EdD, MSN, RN, President; Natalie Baker, DNP, CRNP, Vice-President; Gladys Davis Hill, MSN, RN, Secretary; Judith LaDonna McDonnell, LPN; Jill Hightower, MSN, RN; E. Laura Wright, PhD, MNA, CRNA; Richard Foote, RN, MSN, MA, CEN; Cynthia Buford, LPN and Executive Officer Peggy Benson, MSHA, MSN, NE-BC. ABN members absent March 30, 2017 were: Helen T. McAlpine, EdD; Jill Hightower, MSN, RN; Cheryl Bailey, BSN, MBA; Chrystabell King, LPN; Valorie Dearmon, DNP; and Peggie Carpenter, BA, LPN; and members absent March 31, 2017 were: Helen T. McAlpine, EdD; Richard Foote, RN, MSN, MA, CEN; Cheryl Bailey, BSN, MBA; Chrystabell King, LPN; Peggie Carpenter, BA, LPN and Valorie Dearmon, DNP.

Staff members attending the meeting were: Cathy Boden, MSN, RN Director - Probation Monitoring and Compliance; Dawn Daniel, MSN, RN, Director-Advanced Practice and VDAP; Mary Ed Davis, RN, MSN, DNP, Director of Research and Graduate Student Placement; Silena Sexton, Intern; Kelly Walker, Intern; Honor Ingels, Chief Legislative and Information Officer; John Marc Glasscock, CFO; Alice Maples Henley, Deputy Attorney General/General Counsel; Patrick Samuelson, Assistant General Counsel; Gail Hampton, Attorney; Joyce Jeter, MSN, RN, Practice/Continuing Education Nurse Consultant; Brad Jones, IT Specialist; Tonya Smith, Executive Secretary/Recorder; Debra Lett, PhD, MSN, MPA, RN, Education Nurse Consultant; LaDonna Patton, MSN, RN, CEN, Director-Alabama Nursing Resource Center; Christie Mumford, RN, MSN, Compliance Nurse Consultant; Vicki Hill, MSN, RN, Education Nurse; Rusty Maraman, RN, BSN, Director, Quality Management; Robert Rollins, IT Director; Teresa Williamson, Docket Clerk; Howard Kenney, Chief Investigator; David Pinnock, Special Investigator; Nate Nunnelley Special Investigator; Taylor Thomas Legal Research Assistant;

Tcherlindra Tarranee, Special Investigator; Mark Wharton, Special Investigator; and Zip Matthews, ASA II, Probation/VDAP.

Visitors attending the meeting were: Chattahoochee Valley Community College and Fortis College.

Ms. Judith LaDonna McDonnell left the meeting on March 30, 2017 at 10:30 a.m. and returned at 10:32 a.m. and left again at 1:38 p.m. and returned at 1:40 p.m.

B. Oath of Office (2 due)

On March 30, 2017, Ms. Gladys Davis Hill read the oath of office. A written copy of the "Oath of Office" was provided to Ms. Gladys Davis Hill to sign.

C. Declaration of Quorum

A quorum was declared with seven Board members present on March 30, 2017. Ms. Helen T. McAlpine, EdD; Ms. Jill Hightower, MSN, RN; Ms. Cheryl Bailey, BSN, MBA; Ms. Chrystabell King, LPN; Ms. Valorie Dearmon DNP; and Ms. Peggie Carpenter, BA, LPN were not present on March 30. Seven members were present on March 31, 2017. Ms. Helen T. McAlpine, EdD; Mr. Richard Foote, RN, MSN, MA, CEN; Ms. Cheryl Bailey, BSN, MBA; Ms. Chrystabell King, LPN; Ms. Peggie Carpenter, BA, LPN and Ms. Valorie Dearmon, DNP were not present on March 31.

D. Statement of Compliance with Open Meetings Act

Prior notice of meeting was posted on Secretary of State's website in accordance with the Alabama Open Meetings Act.

E. Review of Agenda

1. Additions, Modifications, Reordering

2. Adoption of Consent Agenda

The following were accepted on the Consent Agenda.

- II.A. November 17 & 18, 2016 Board Meeting Minutes
- III.A. Board Action Follow-up
- IV.A. Education Report
- IV.C Program Deficiency Report
- VI.A.1. Executive Officer Report
- VI.A.2. FYI
- VI.D.1. General Counsel Report
- VI.D.2. Assistant General Counsel Report

- VI.D.3. Voluntary Disciplinary Alternative Program
- VI.D.4. Investigations Report
- VI.D.5. Legal Nurse Consultant Report
- VI.D.6. Probation Monitoring Report
- VI.E. Legislative Report
- VI.F. ANRC Report
- VI. G Research
- IX.A.1. Practice Report
- IX.B.1. Continuing Education Report
- IX.C.1. Licensure Report
- X.A. NCLEX-PN Results
- X.B. NCLEX-RN Results
- X.C. NCLEX Analysis

On March 30, 2017, Dr. Baker moved that the Board adopt the Consent Agenda. Ms. Hill seconded. Motion carried without objection.

3. Adoption of Agenda

On March 30, 2017, Dr. Baker moved that the Board adopt the Agenda. Ms. Hill seconded. Motion carried without objection.

II. REVIEW OF MINUTES

A. January 19 & 20, 2017, Board Meeting

The January 19-20, 2017 Board Meeting Minutes were accepted on the Consent Agenda.

III. OLD BUSINESS/FOLLOW-UP

A. Board Action Follow-up

Ms. Benson report of the Board action follow-up was accepted, as information, on the Consent Agenda.

IV. EDUCATION

A. Report

A written report on nursing education was accepted, as information, on the Consent Agenda.

B. Program Deficiency Report

A written report on education deficiency was accepted, as information, on the Consent Agenda.

C. Judson College Consent Order approval

Ms. Hampton reported that the Board approved educational program guidelines in 2016 with revisions in 2017, which allow for the use of Consent Orders for programs with deficiency. In March 2016, the Board conducted an Administrative Hearing related to Judson College and their failure to meet the established 80% pass rate for first time NCLEX takers.

Since the hearing, the Board approved new educational program rules which became effective in January 2017. Judson College failed to meet the deadline approved by the Board of 80% for FY 2016. In light of the new rules and the new educational guidelines; a Consent Order was offered to Judson College in lieu of an administrative hearing for closure.

On March 30, 2017, Dr. Wright moved that the Board approve the proposed Consent Order for Judson College. Ms. Hill seconded. Motion carried without objection.

V. ABN LEADERSHIP INSTITUTE

A. Overview of the Leadership Institute

A written report on the Leadership Institute was accepted, as information, on the Consent Agenda.

B. Nursing Leadership Curriculum Plan

Ms. Hill presented a presentation on the Nursing Leadership Curriculum Plan.

C. Documentation On-line CE Preview, LaDonna Patton

Ms. Patton presented a preview of the new On-line course on documentation.

VI. REPORTS

A. Executive Officer

A written report outlining the Executive Officer's activities was accepted, as information, on the Consent Agenda.

1. Report

Pursuant to Alabama Board of Nursing Administrative Code Rule 610-X-8-.08. Ms. Benson accepted the voluntary surrender for revocation for each of the following Alabama nursing licenses.

<u>Licensee's Name</u>	<u>License Number</u>	<u>Date of Acceptance</u>
Hardy, Jessica Leigh	1-151825	12/29/2016
Holmes, Regina Lynn	1-083910	01/04/2017
Crear, Misty Michelle	1-121668	01/09/2017
	2-053075	01/09/2017
Cross, Kenneth Daniel	1-072258	01/09/2017
Cato, Tiffany Dawn	1-146012	01/13/2017
Orr, Stephanie Lee	1-151112	01/13/2017
Dodd, Kimberly Lynn	1-047099	01/17/2017
Clark, Karen Lee	1-096478	01/17/2017
Wilmeth, Robert Neal	1-137346	01/18/2017
St. Clair, Jana Anne	1-097286	01/19/2017
Lechman, Kathleen Elizabeth	1-126958	01/19/2017
Franks, Mallory Alanna	1-152508	01/20/2017
Calhoun, Katherine Lee	2-061061	01/25/2017
Smedley, Joely Suzette	1-133005	01/25/2017
Lavender, Leoma A.	1-031763	01/25/2017
Box, David Lee	2-035828	01/30/2017
Morrison, Virginia Ellen	1-057203	01/30/2017
	2-022684	01/30/2017
McCracken, Sean Franklyn	1-094289	01/31/2017
Rutherford, Alan Kent	2-035181	02/02/2017
Estock, Jr., William Michael	1-112257	02/03/2017
Dugan, Sherie Lynn	2-052001	02/08/2017
Lovelace, Christy Smith	1-144191	02/09/2017
Estes, Elisha Nicole	1-095183	02/13/2017
Malin, Matthew David	1-152935	02/13/2017
Hoskins, Mary Anastasia Cutts	1-074499	02/13/2017
Cook, Christina Maria	1-131857	02/14/2017
Thompson, Emily Diane	1-145270	02/14/2017
Lovett, Jessica Michelle	2-062272	02/15/2017

Johnston, Kristina Marie	1-107151	02/17/2017
Collins, Christina Casey	1-131484	02/17/2017
Sayers, Christy Lynn	2-036442	02/17/2017
Betts, Ashley Ruth	1-121332	02/22/2017
Pendleton, Jacob Donald	1-129616	02/22/2017
Chavers, Ronald Charles	2-044600	02/23/2017
Thompson, Janice L	1-110065	02/24/2017
Whitman, Tammy Lynn	1-117264	02/27/2017
	2-042256	02/27/2017

2. FYI

Ms. Benson provided the following items for the Board's information: (1) a copy of a news release for Clinical Nurse Specialists Well-Positioned to Do More to Address Malnutrition in Hospitalized Adult Patients; (2) a copy of the letter sent to Dr. Jordan; (3) a copy of the news release on Nursing Group launches New Institute to Support Clinical Nurse Specialists Education, Innovation and Research; and (4) a copy of the Responses to NPAA Steering Committee for 02/27/2017.

3. Board Member Annual Review and paperwork renewal (2 due)

4. Dorman Walker Attorney for Board/EO, Retainer

Ms. Benson presented a copy of the Legal Service Contract between Alabama Board of Nursing and Dorman Walker on behalf of Balch & Bingham, LLP to each Board Member. Mr. Walker has been placed on retainer and will represent the Board as requested or as needed.

5. Reminder Ethics Commission filing due

Ms. Benson presented a copy of the "Who must file a Statement of Economic Interests Form" to each Board Member to review.

B. Executive Committee Report

A written report was accepted as information on the consensus agenda.

C. Finance

1. Report

Mr. Glasscock, Chief Fiscal Officer, provided a report of Revenues Expenditures Summary, Revenues, and Expenditure Budget Comparison as of January 31, 2017.

D. Legal Division

1. General Counsel/Deputy Attorney General

A written report of the activities of the Legal Division from December 31, 2016, to March 2, 2017, the number of open disciplinary cases, and the number of cases on appeal or subject to litigation was accepted, as information, on the Consent Agenda.

2. Assistant General Counsel Report

A written report on the number of pending cases on the docket of the Assistant General Counsel as of March 1, 2017 was accepted, as information, on the Consent Agenda.

3. Voluntary Disciplinary Alternative Program

A written report on VDAP participants and terminations as of March 1, 2017 was accepted, as information, on the Consent Agenda.

4. Investigations Report

A written report of active investigations per investigator as of March 1, 2017 was accepted, as information, on the Consent Agenda.

5. Compliance Nurse Consultant Report

A written report of open cases currently assigned to each Nurse Consultant as of February 28, 2017 was accepted, as information, on the Consent Agenda.

6. Probation Monitoring Report

A written report on the number of nurses monitored on probation, the number of outstanding probation violations, the number of past due fines, the number of nurses met with for probation and the number of cases resulting in revocation by the Board Order as of February 28, 2017 was accepted, as information, on the Consent Agenda.

E. Legislative Report

Mr. Ingels gave a brief update on the Legislative Report. A copy was accepted, as information, on the Consent Agenda.

F. ANRC Report

The ANRC Activity Report as of March 1, 2017, was accepted, as information, on the Consent Agenda.

G. Research Report

The Research and Graduate Student Report was accepted, as information, on the Consent Agenda.

VII. POLICY

A. Alabama Administrative Code, 610-X-7 Narcan injections

Ms. Jeter reported that Opioid dependence and accidental drug overdose has become a national epidemic. Alabama has become as one the nationally impacted states. In December 2016, the Alabama Department of Public Health State Health Officer addressed the issues with the prompt treatment of opioid-related drug overdose with Standing orders for Naloxone Distribution.

Within the orders are guidelines for routes of administration for naloxone. The current ABN Alabama Administrative Code 610-X-7 limits the administration of injectable medications, other than premeasured medication for allergic reactions and treatment of diabetes symptoms with insulin and glucagon. A proposed amendment to add the administration of naloxone premeasured auto injections for opioid-related drug overdose in the following sections.

- Delegation by School Nurse 610-X-7.02(6)(b)
- State of Alabama Independent Living (SAIL) Program 610-X-7.03(2)(a)
- Alabama Department of Mental Health Residential Community Programs
- 610-X-7.06(4)(b).

On March 30, 2017, Dr. Baker moved that the Board approve recommended changes specific to the sections of Alabama Board of Nursing Administrative Code, Chapter 610-X-7, Delegation by School Nurses 610-X-7.02(6)(B); State of Alabama Independent Living (SAIL) Program 610-X-7.03(2)(A); Alabama Department of Mental Health Residential Community Programs 610-X-7.06(4)(B); Related to Nursing Practice in a Specific Setting Specific to Emergency Treatment Naxolone for Opioid Related Drug Overdose. Ms. Hill seconded. Motion carried without objection.

VIII. ADVANCED PRACTICE

A. Report

A written report was accepted, as information, on the Consent Agenda.

B. Presentation by CRNP from UAB for Muscle Biopsy in a NIH Study Grant @ 10:00 and Urology Procedures

Ms. Allyson Hill PA-C, Assistant Director Advanced Practice Providers, APP Credentialing Chair at UAB presented a presentation on Percutaneous Needle Biopsy in Collaborative Practice at UAB.

On March 30, 2017, Dr. Wright moved that the Board approve that percutaneous needle biopsy is within the legal scope of practice for a Certified Registered Nurse Practitioner with documented education, training and experience. Dr. Baker seconded. Motion carried without objection.

B.2. Cystoscopy and Xiaflex Injection

Ms. Morgan Burke, CRNP at UAB presented a presentation on Cystoscopy and Xiaflex Injection.

On March 30, 2017, Dr. Baker moved that the Board approve that Cystoscopy and Xiaflex injection are within the legal scope of practice for a Certified Registered Nurse Practitioner with documented education, training and experience. Dr. Wright seconded. Motion carried without objection.

C. Joint Committee Appointment for CNM

Ms. Daniel reported that the Certified Nurse Midwife position on the Joint Committee for Advanced Practice Nursing will be vacant effective May 17, 2017. The applicant for the position is Ms. Shelia Marie Lopez, RN, CNM, she received initial approval for collaborative practice as a Certified Nurse Midwife in January 2016. She practices in Birmingham at the Simon-Williamson Clinic and Princeton Hospital in collaboration with Dr. Jesanna Cooper.

On March 30, 2017, Dr. Baker moved that the Board appoint Ms. Sheila Marie Lopez, RN, CNM as a member of the Joint Committee for Advanced Practice Nursing for the unexpired term of Melissa Hatter, CNM; term ends 09/30/2017. Ms. Hill seconded. Motion carried without objection.

D. AP Collaborative Practice Skills review

Ms. Daniel gave a brief report on the CRNP-CNM Annual Skills review. A copy was given to each Board Member to review.

The Board reviewed and discussed and decided to table and bring back to the May 2017 Agenda.

IX. PRACTICE AND CONTINUING EDUCATION

A. Practice

1. Report

A written report on Standardized Procedure Application Activity was accepted, as information, on the Consent Agenda.

B. Continuing Education

1. Report

A written report on Continuing Education Providers and CE Activities was accepted, as information, on the Consent Agenda.

C. Licensure

1. Report

A written report on Licensure Data Activity was accepted, as information, on the Consent Agenda.

D. Health Literacy & Mandatory New Graduate Education Proposal, Joy Dupree at 1:00 P.M.

Ms. Joy Dupree, PhD, MSN, RN, WHNP-BC, gave a presentation on Health Literacy & Mandatory New Graduate Education.

X. NATIONAL COUNCIL LICENSURE EXAMINATIONS

A. FY 2017 1st Quarter NCLEX-PN® Results

The 1st Quarter NCLEX-PN Results for FY 2017 were accepted on the Consent Agenda.

B. FY 2017 1st Quarter NCLEX-RN® Results

The 1st Quarter NCLEX-RN Results for FY 2017 were accepted on the Consent Agenda.

C. FY 2017 1st Quarter NCLEX Analysis

The 1st Quarter NCLEX Analysis for FY 2017 were accepted on the Consent Agenda.

XI. BOARD TRAVEL REPORT

XII. BOARD TRAVEL

1. June 12-14 NCSBN Discipline Case Management Conference, Pittsburgh, PA

Mr. Richard Foote, RN, MSN, MA, CEN, will be attending the 2017 NCSBN Discipline Case Management Conference in Pittsburgh, PA on June 12-14, 2017.

2. 2017 AANP National Conference June 21-24, Philadelphia, PA

Dr. Natalie Baker, DNP, CRNP, Vice-President, will be attending the 2017 AANP National Conference in Philadelphia, PA on June 20-25, 2017.

XIII. BOARD DEVELOPMENT

XIV. DISCIPLINARY CASES – Executive Session – March 31, 2017 @ 8:30 a.m.

On March 31, 2017, Dr. Baker moved the Board enter Executive Session to discuss the general reputation and character, professional competence, and physical or mental conditions of specific applicants and licensees. Ms. Hill seconded. Motion carried with all in favor: (Francine Parker, Jill Hightower, LaDonna McDonnell, Laura Wright and Cynthia Buford).

Dr. Parker estimated that the Board would reconvene in open session at approximately 10:00 a.m.

The Board reconvened in open session at 9:56 a.m. and voted on the Consent Orders.

A. CONSENT ORDERS

SUSPENSIONS AND/OR PROBATIONS

1. Fields, George Elbert – RN 1-116185 (Active)

Mr. Fields signed a Consent Order that would place his RN license on probation for a period to run concurrently with court-ordered

probation/supervision but not less than twelve (12) months, completion of courses on Professional Accountability and Legal Liability for Nurses and required to pay a \$300.00 fine.

On March 31, 2017, Dr. Wright moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

2. Sisco, Kendra Suzanne – RN 1-110093 (Lapsed/Probation); LPN 2-048000 (Lapsed)

Ms. Sisco signed a Consent Order that would stay her probationary status and place her RN and LPN license on board-lapsed status until her health improves to the point that she is physically able to return to nursing. To reinstate Ms. Sisco's RN and LPN license, she must comply with all the following: (a) undergo and provide documentation of an evaluation; (b) complete an application for reinstatement, and (c) obtain and provide evidence of the requisite number of continuing education hours necessary for reinstatement of licensure. If Ms. Sisco's application for reinstatement is approved, her RN and LPN license will be placed on probation.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

3. Escher, Gina Lee – RN 1-063270 (Lapsed)

Ms. Escher signed a Consent Order that would indefinitely suspend her RN license, she will not be eligible for reinstatement of her RN license in the state of Alabama until such time as evidence of an unencumbered license in all states and her Mississippi Controlled Substance Prescriptive Authority is reinstated. Ms. Escher cannot practice in that state of Alabama until Alabama licensure has been reinstated in accordance with the Alabama Board of Nursing Administrative Code and she must provide a receipt of employer notification.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

4. Morton, Andrea Leah -- RN 1-088672 (Lapsed)

Ms. Morton signed a Consent Order that would indefinitely suspend her RN license, she will not be eligible for reinstatement of her RN license in the state of Alabama until such time as evidence of an unencumbered license in all states is received, she cannot practice in the state of Alabama until Alabama licensure has been reinstated in accordance with the Alabama Board of Nursing Administrative Code and she must provide a receipt of employer notification.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

5. Scott, Robert Edward – RN 1-074519 (Lapsed)

Mr. Scott signed a Consent Order that would indefinitely suspend his RN license, he will not be eligible for reinstatement of his RN license in the state of Alabama until such time as evidence of an unencumbered license in all states is received, he cannot practice in the state of Alabama until Alabama licensure has been reinstated in accordance with the Alabama Board of Nursing Administrative Code and he must provide a receipt of employer notification.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

6. Bawcum, Sharon Ruth – RN 1-040074 (Active)

Ms. Bawcum signed a Consent Order that would suspend her RN license until payment of a \$1,000.00 fine, completion of courses on Professional Accountability and Legal Liability for Nurses, and receipt of employer notification. In no event, will this period of suspension extend beyond twelve (12) months of the effective date of this Order. Should such occur, Ms. Bawcum's licensure status will be considered as and listed as revoked.

On March 31, 2017, Dr. Wright moved that the Board accept the Consent Order. Dr. Baker seconded. Motion carried without objection.

7. White, Kerry L. – RN 1-118408 (Active)

Ms. White signed a Consent Order that would suspend her RN license until payment of a \$300.00 fine, completion of courses on Elder Abuse and Professionals Accountability and Legal Liability for Nurses, and receipt of employer notification. In no event, will this period of suspension extend beyond twelve (12) months of the effective date of this Order. Should such occur, Ms. White's licensure status will be considered as and listed as revoked.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

8. Moore, Leslie Dawn – RN 1-132784 (Active); LPN 2-059690 (Lapsed)

Ms. Moore signed a Consent Order that would suspend her RN and LPN license until payment of a \$500.00 fine, completion of courses on Professional Accountability and legal Liability for Nurses, Righting a Wrong Ethics and Professionalism in Nursing and Understanding Substance Use Disorder in

Nursing, and receipt of employer notification. In no event, will this period of suspension extend beyond twelve (12) months of the effective date of this Order. Should such occur, Ms. Moore's licensure status will be considered as and listed as revoked. Upon reinstatement, Ms. Moore's RN and LPN license will be placed on probation for twelve (12) months with the usual illegal/illicit stipulations.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

9. Dunn, Kelli Michele – RN 1-137932 (Active/Probation)

Ms. Dunn signed a Consent Order that would terminate her September 16, 2016 Board Order and suspend her RN license until such as she provides documentation of: (a) completion of required evaluations; (b) successful completion of treatment, if treatment is recommended; (c) participation in an aftercare program, if treatment is recommended; (d) negative random monthly drug screens; (e) active participation in abstinence-oriented support group meetings, if recommended; (f) accrual of requisite continuing education contact hours; (g) completion of required courses on Disciplinary Actions: What Every Nurse Should Know, Medication Errors: Causes & Prevention and Understanding Substance Use Disorder in Nursing; and (h) payment of appropriate fees. If Ms. Dunn be deemed in need of treatment and upon documented completion of the above terms, her license will be reinstated on probation for sixty (60) months with the usual substance use disorder stipulations and is required to pay a \$500.00 fine. If not deemed to be in need of treatment, Ms. Dunn's license will be placed on probation for twelve (12) months with the usual illegal/illicit stipulations and required to pay a \$500.00 fine. In no event, will this period of suspension extend longer that twelve (12) months past the effective date of this Order. Should such occur, Ms. Dunn's licensure status will be considered as and listed as revoked.

On March 31, 2017, Ms. Hill moved that the Board accept the Consent Order. Dr. Baker seconded. Motion carried without objection.

10. Hamm, Cynthia Ann – RN 1-051105 (Active/Probation)

Ms. Hamm signed a Consent Order that would terminate her May 16, 2014 Board Order and place her RN license on probation for ten (10) months with the usual illegal/illicit stipulations, required to do an evaluation following a relapse or for other cause if the Board thinks it is necessary, she is required to pay a \$500.00 fine and documented completion of courses on Disciplinary Actions; What Every Nurse Should Know and Ethics of Nursing Practice.

On March 31, 2017, Ms. Hill moved that the Board accept the Consent Order. Dr. Baker seconded. Motion carried without objection.

11. Hoover, Lanie Marie – RN 1-141287 (Active/Probation)

Ms. Hoover signed a Consent Order that would terminate her January 22, 2016 Board Order and will suspend her RN license until such time as she provides documentation of: (a) completion of required evaluations; (b) successful completion of treatment, if treatment is recommended; (c) participation in an aftercare program, if treatment is recommended; (d) negative random monthly drug screens; (e) active participation in abstinence-oriented support group meetings, if recommended; (f) accrual of requisite continuing education contact hours; (g) completion of required courses on Disciplinary Actions: What Every Nurse Should Know; and (h) payment of appropriate fees. If Ms. Hoover is deemed in need of treatment and upon documented completion of the above terms, her license will be reinstated on probation for sixty (60) months with the full substance use disorder stipulations and is required to pay a \$500.00 fine. If not deemed to be in need of treatment, Ms. Hoover's license will be placed on probation for twenty-four (24) months with the usual illegal/illicit stipulations and required to pay a \$500.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Hoover's licensure status will be considered as and listed as revoked.

On March 31, 2017, Ms. Hill moved that the Board accept the Consent Order. Dr. Baker seconded. Motion carried without objection.

12. Junkins, Courtney – RN 1-106708 (Active/Probation)

Ms. Junkins signed a Consent Order that would terminate her January 22, 2016 Board Order and will suspend her RN license for six (6) months. Prior to reinstatement, Ms. Junkins must submit documentation of: (a) completion of required evaluations; (b) successful completion of treatment, if treatment is recommended; (c) participation in an aftercare program, if treatment is recommended; (d) negative random monthly drug screens; (e) active participation in abstinence-oriented support group, if recommended; (f) accrual of requisite continuing education contact hours; (g) completion of required courses on Disciplinary Actions: What Every Nurse Should Know, and (h) payment of appropriate fees. If Ms. Junkins be deemed in need of treatment and upon documented completion of the above terms, her license will be reinstated on probation for sixty (60) months with the usual full substance use disorder stipulations and required to pay a \$500.00 fine. If not deemed in need of treatment, Ms. Junkins license will be placed on probation for twenty-four (24) months with the usual illegal/illicit stipulations and required to pay a \$500.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Junkins licensure status will be considered as and listed as revoked.

On March 31, 2017, Ms. Hill moved that the Board accept the Consent Order. Dr. Baker seconded. Motion carried without objection.

13. Kelley, Tawana Gaye – LPN 2-051744 (Active/Probation)

Ms. Kelley signed a Consent Order that would terminate her May 17, 2013 Board Order and will suspend her LPN license for a minimum of six (6) months. Prior to reinstatement, Ms. Kelley must submit documentation of: (a) completion of required evaluations and treatment if recommended; (b) participation in an aftercare program; (c) negative random monthly drug screens; (d) participation in abstinence-oriented support group; (e) accrual of requisite continuing education contact hours; and (f) payment of appropriate fees. Upon reinstatement, Ms. Kelley's license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and required to pay a \$500.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Kelley's licensure status will be considered as and listed as revoked.

On March 31, 2017, Ms. Hill moved that the Board accept the Consent Order. Dr. Baker seconded. Motion carried without objection.

14. Layton, Onna Sha – LPN 2-044525 (Active/Probation)

Ms. Layton signed a Consent Order that would terminate her September 20, 2013 Board Order and will suspend her LPN license until receipt of documentation of: (a) negative random monthly urine drug screens; (b) payment of fine; (c) successful completion of the educational programs on Medication Errors: Causes and Prevention and Documentation: A Critical Aspect of Client Care; (d) receipt of the employer notification; (e) accrual of requisite continuing education contact hours; and (f) payment of appropriate fees. Upon receipt of the above, Ms. Layton's license will be reinstated on probation for thirty-six (36) months with the usual substance use disorder and required to pay a \$500.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Layton's licensure status will be considered as and listed as revoked.

On March 31, 2017, Ms. Hill moved that the Board accept the Consent Order. Dr. Baker seconded. Motion carried without objection.

15. Rahman, Farhana – RN 1-142564 (Active/Probation)

Ms. Rahman signed a Consent Order that would terminate her July 22, 2016 Board Order and indefinitely suspend her RN license, she will not be eligible for reinstatement of her RN license in the state of Alabama until such time as

evidence of an unencumbered license in all states is received, she cannot practice in the state of Alabama until Alabama licensure has been reinstated in accordance with the Alabama Board of Nursing Administrative Code and she must provide a receipt of employer notification.

On March 31, 2017, Ms. Hill moved that the Board accept the Consent Order. Dr. Baker seconded. Motion carried without objection.

16. Riley, Shannon Harris – RN 1-054708 (Lapsed/Probation)

Ms. Riley signed a Consent Order that would terminate her January 22, 2016 Board Order and suspend her RN license for a minimum of six (6) months. Prior to reinstatement, Ms. Riley must submit documentation of (a) required evaluation and treatment, if recommended; (b) participation in an aftercare program; (c) negative random monthly urine drug screens; (d) participation in abstinence-oriented support group meetings; (e) accrual of requisite continuing education contact hours, and (f) payment of appropriate fees. Upon reinstatement, Ms. Riley's RN license will be placed on probation for sixty (60) months with the usual substance use disorder stipulations and required to pay a \$500.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Riley's licensure status will be considered as and listed as revoked.

On March 31, 2017, Ms. Hill moved that the Board accept the Consent Order. Dr. Baker seconded. Motion carried without objection.

17. Smith, Angela Christine – RN 1-103062 (Active/Probation)

Ms. Smith signed a Consent Order that would terminate her November 15, 2013 Board Order and suspend her RN license until such as she provides documentation of: (a) required comprehensive evaluations; (b) successful completion of treatment; (c) participation in an aftercare program; (d) negative random monthly urine drug screens; (e) active participation in abstinence-oriented support group meetings; (f) successful completion of the educational program on Disciplinary Actions: What Every Nurse Should Know; (g) accrual of requisite continuing education contact hours; and (h) payment of appropriate fees. Upon receipt of the above, Ms. Smith's RN license will be placed on probation for sixty (60) months with the usual substance used disorder stipulations and required to pay a \$500.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Smith's licensure status will be considered as and listed as revoked.

On March 31, 2017, Ms. Hill moved that the Board accept the Consent Order. Dr. Baker seconded. Motion carried without objection.

18. Robertson, Melanie Dawn – RN 1-1083354 (Active)

Ms. Robertson signed a Consent Order that would place her RN license on probation for twelve (12) months with the usual substance use disorder stipulations, require her to pay a \$600.00 fine, and document completion of courses on Understanding Substance Use Disorder in Nursing.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

19. Sargent, Nicole Antoinette – RN 1-137992 (Active)

Ms. Sargent signed a Consent Order that would place her RN license on probation for twelve (12) months with the usual illegal/illicit stipulations, require her to pay a \$300.00 fine, and document completion of courses on Professional Accountability and Legal Liability for Nurses and Understanding Substance Use Disorder in Nursing.

On March 31, 2017, Ms. Hightower recused herself from the discussion and vote concerning Ms. Sargent

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

20. Willis, Tomera Delene – RN 1-068255 (Active)

Ms. Willis signed a Consent Order that would suspend her RN license until receipt of documentation of: (a) completion of required evaluations; (b) successful completion of an approved treatment, if recommended; (c) participation in an aftercare program; (d) negative random monthly urine drug screens; (e) active participation in abstinence-oriented support group meetings; (f) accrual of requisite continuing education contact hours; and (g) payment of appropriate fees. Upon receipt of the above, Ms. Willis license will be reinstated on probation for sixty (60) months with the usual full substance use disorder stipulations and required to pay a \$1,000.00 fine. In no event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Willis licensure status will be considered as and listed as revoked.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

21. Bates, Leigh Anne – RN 1-153057 (Active)

Ms. Bates signed a Consent Order that would place her RN license on probation until payment of a \$300.00 fine, satisfactory completion of courses

on Documentation - A Critical Aspect of Client Care and Professional Accountability and Legal Liability for Nurses, and receipt of employer notification.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

22. Chappell, Sunny Leigh – RN 1-113726 (Lapsed)

Ms. Chappell signed a Consent Order that would approve RN endorsement application and when licensed issued place her on probation for twelve (12) months with the usual illegal/illicit stipulations, payment of a \$300.00 fine, and documented completion of courses on Documentation: A Critical Aspect of Client Care and Understanding Substance Use Disorder in Nursing.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

23. Dodd, Jeremy Ray – RN 1-105697 (Active)

Mr. Dodd signed a Consent Order that would place his RN license on probation until payment of a \$600.00 fine, satisfactory completion of courses on Documentation – A Critical Aspect of Client Care and Righting a Wrong Ethics and Professionalism in Nursing, and receipt of employer notification.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

24. Faulkner, James Edward – RN 1-084129 (Active)

Mr. Faulkner signed a Consent Order that would suspend his RN license until payment of a \$500.00 fine, satisfactory completion of courses on Professional Accountability and Legal Liability for Nurses and Righting a Wrong Ethics and Professionalism in Nursing, and receipt of employer notification. Upon reinstatement, Mr. Faulkner will be placed on probation for twelve (12) months.

On March 31, 2017, Dr. Wright recused herself from the discussion and vote concerning Mr. Faulkner.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

25. Gautney, Robby – RN 1-079239 (Active)

Mr. Gautney signed a Consent Order that would place his RN license on probation for twelve (12) months with the usual practice stipulations, payment

of a \$300.00 fine, and documented completion of courses on Documentation – A Critical Aspect of Client Care and Righting a Wrong Ethics and Professionalism in Nursing.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

26. Grimes, Shannon Nicole – RN 1-143841(Lapsed)

Ms. Grimes signed a Consent Order that would suspend her RN license until receipt of documentation of: (a) completion of required evaluations; (b) successful completion of an approved treatment, if treatment is recommended; (c) participation in an aftercare program, if treatment is recommended; (d) negative random monthly drug screens; (e) active participation in abstinence-oriented support group meetings, if recommended; (f) accrual of requisite continuing education contact hours; (g) completion of required courses on Ethics of Nursing, medication Errors: Causes & Prevention, Professional Accountability and Legal Liability for Nurses and Understanding Substance Use Disorder in Nursing, if not deemed in need of treatment; and, (h) payment of appropriate fees. Should Ms. Grimes be deemed in need of treatment and upon documented completion of the above terms, her RN license will be reinstated on probation for sixty (60) months with the usual full substance use disorder stipulations, and she will be required to pay a \$1,000.00 fine. If not deemed to be in need of treatment, Ms. Grimes RN license will be placed on probation for twelve (12) months with the usual illegal/illicit stipulations, and she will be required to pay a \$300.00 fine. In not event, will this period of suspension extend longer than twelve (12) months past the effective date of this Order. Should such occur, Ms. Grimes licensure status will be considered as and listed as revoked.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

27. Horn, Daniel Alexander – LPN 2-066358 (Active)

Mr. Horn signed a Consent Order that would place his LPN license on probation until payment of a \$300.00 fine, satisfactory completion of courses on Documentation - A Critical Aspect of Client Care, Medication Errors: Causes & Prevention and Sharpening Critical Thinking Skills, and receipt of employer notification.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

28. Smith, Susan Lorene – LPN 2-056233 (Active)

Ms. Smith signed a Consent Order that would place her LPN license on probation for twelve (12) months with the usual illegal/illicit stipulations, payment of a \$300.00 fine, and documented completion of courses on Ethics of Nursing and Professional Accountability and Legal Liability for Nurses.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

29. White, Donna Marie – LPN 2-034405 (Active)

Ms. White signed a Consent Order that would suspend her LPN license until payment of a \$300.00 fine, satisfactory completion of courses on Elder Abuse, Ethics of Nursing, and Professional Accountability and Legal Liability for Nurses, and receipt of employer notification. In no event, will this period of suspension extend beyond twelve (12) months of the effective date of this Order. Should such occur, Ms. White's licensure status will be considered as and listed as revoked.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

30. Grace, Gaven Wayne – RN 1-092445 (Active)

Ms. Grace signed a Consent Order that would issue her a public reprimand and require her to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

31. Reid, Ashley Wilson – RN Exam Applicant

Ms. Reid signed a Consent Order that would approve her to take the NCLEX-RN exam and if successful, issue her a public reprimand and require her to pay a \$600.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

32. Smith, Alexis Layne – RN Endorsement Applicant

Ms. Smith signed a Consent Order that would approve her RN endorsement application, and when licensed issue her a public reprimand and require her to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

33. Stringer, Maryann Lynn – RN 1-152523 (Active)

Ms. Stringer signed a Consent Order that would issue her a public reprimand and require her to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

34. Carlisle, Richard Lamar – RN 1-123104 (Active)

Mr. Carlisle signed a Consent Order that would issue him a public reprimand and require him to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

35. Diaz, Dallas – RN 1-089859 (Active)

Ms. Diaz signed a Consent Order that would issue her a public reprimand and require her to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

36. Glasscock, Randy Morgan – RN 1-074399 (Active)

Mr. Glasscock signed a Consent Order that would issue him a public reprimand and require him to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

37. Green, Teresa Elaine – RN 1-063758 (Active)

Ms. Green signed a Consent Order that would issue her a public reprimand and require her to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

38. Jones, Donna Kay – LPN 2-043704 (Lapsed)

Ms. Jones signed a Consent Order that would approve her application for reinstatement of a lapsed LPN license, issue her a public reprimand and require her to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

39. Lovelady, Daniel Alan Sides – RN Exam Applicant

Mr. Lovelady signed a Consent Order that would approve him to take the NCLEX-RN exam and if successful, license him with a public reprimand and require him to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

40. Lund, Marla Lynn – RN Endorsement Applicant

Ms. Lund signed a Consent Order that would approve her RN endorsement application, and when licensed issue her a public reprimand and require her to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

41. Magby, Sharond Yvett – LPN 2-058740 (Lapsed)

Ms. Magby signed a Consent Order that would approve her application for reinstatement of a lapsed LPN license, issue her a public reprimand and require her to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

42. McCorvey Jr., Michael Andrew – LPN 2-067438 (Active)

Mr. McCorvey signed a Consent Order that would issue him a public reprimand and require him to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

43. Ruffin, Lisa Diane – RN 1-156282 (Active)

Ms. Ruffin signed a Consent Order that would issue her a public reprimand and require her to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

44. Vaughn, Andrea Patreace – RN 1-144677 (Active); LPN 2-064599 (Lapsed)

Ms. Vaughn signed a Consent Order that would issue her a public reprimand and require her to pay a \$900.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

45. Byrd, Pamela Ann – RN 1-066322 (Active); LPN 2-030528 (Lapsed)

Ms. Byrd signed a Consent Order that would issue her a public reprimand and require her to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded.

After discussion, Dr. Baker amended her motion and Ms. Hill agreed to the amended motion.

On March 31, 2017, Dr. Baker moved that the Board reject the Consent Order and issue Ms. Byrd a letter of admonishment. Ms. Hill seconded. Motion carried without objection.

46. Key, Joshua Timothy – RN 1-151391 (Active)

Mr. Key signed a Consent Order that would issue him a public reprimand and require him to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

47. Key, Kimberly Michelle – RN 1-133348 (Active)

Ms. Key signed a Consent Order that would issue her a public reprimand and require her to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

48. Marshall, Kenyada Gene – RN 1-115297 (Active); LPN 2-052933 (Lapsed)

Mr. Marshall signed a Consent Order that would issue him a public reprimand and require him to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent

Order. Ms. Hill seconded. Motion carried without objection.

49. Myrick, Leland – LPN 2-066792 (Active)

Ms. Myrick signed a Consent Order that would issue her a public reprimand and require her to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

B. REINSTATEMENT – CONSENT ORDERS

1. Aaron, Chrisy Jean – RN 1-073163 (Revoked); 2-034281 (Lapsed)

Ms. Aaron signed a Consent Order that would approve her reinstatement of a revoked license application and place her RN license on probation with the usual substance use disorder stipulations for sixty (60) months and require her to pay a \$1,000.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

2. Allen, Phyllis Lavern – RN 1-108186 (Revoked)

Ms. Allen signed a Consent Order that would approve her reinstatement of a revoked license application, issue her a public reprimand and require her to pay a \$300.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

3. Busch, Xan Charlene – RN 1-090529 (Revoked)

Ms. Busch signed a Consent Order that would approve her reinstatement application of a revoked license and place her RN license on probation with the full substance use disorder for sixty (60) months and require her to pay a \$1,000.00 fine.

On March 31, 2017, Dr. Baker moved that the Board accept the Consent Order. Ms. Hill seconded. Motion carried without objection.

C. FORMAL HEARINGS

On March 31, 2017, Dr. Baker moved that the Board enter into Executive Session in its capacity as a quasi-judicial body to deliberate and discuss evidence and testimony presented during contested case hearings and vote on the outcomes. Ms. Hill seconded. Motion carried with all in favor: (Francine Parker, Jill Hightower, LaDonna McDonnell, Laura Wright and Cynthia Buford).

Dr. Parker reported that the Board would reconvene in open session at approximately 10:45 a.m.

The Board returned to open session at 10:23 a.m.

1. Bedgood, Elizabeth Lynne – RN 1-076852 (Lapsed)

On March 31, 2017, Dr. Baker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer and approve Ms. Bedgood's reinstatement application. Upon reinstatement, issue her a public reprimand and require her to pay a \$500.00 fine. Ms. Hill seconded. Motion carried without objection.

2. Carter, Deatrick Denise – LPN Endorsement Applicant

On March 31, 2017, Dr. Wright moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer grant Ms. Carter's LPN endorsement application, issue her a public reprimand and require her to pay a \$300.00 fine. Dr. Baker seconded. Motion carried without objection.

3. Gaines, Rebecca Maria – RN 1-048778 (Active); CRNP

On March 31, 2017, Dr. Baker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer and issue Ms. Gaines a public reprimand and require her to pay a \$1,000.00 fine. Ms. Hill seconded.

After discussion Dr. Baker amended her motion.

On March 31, 2017, Dr. Baker moved that the Board accept the Findings of Fact, Conclusions of Law, but reject the Recommendation of the Hearing Officer and place Ms. Gaines RN license on probation until payment of a \$1,000.00 fine and documented completion of courses on Ethics of Nursing and Professional Boundaries in Nursing. Ms. Hill seconded. Motion carried without objection.

4. Hodo, Brittney Jeneé – RN 1-132534 (Active)

On March 31, 2017, Dr. Baker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Hodo's RN license. Ms. Hill seconded. Motion carried without objection.

5. Hoffman, Daniel Victor – LPN Exam Applicant

On March 31, 2017, Ms. Hill moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and allow Mr. Hoffman to take the NCLEX-RN exam, and if successful, place his LPN license on probation with the usual illegal/illicit stipulations for thirty-six (36) months, require him to pay a \$500.00 fine and documented completion on courses on Understanding Substance Use Disorder in Nursing. Dr. Baker seconded. Motion carried without objection.

6. Johns, Nicole Rene – RN 1-138278 (Lapsed)

On March 31, 2017, Dr. Baker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Johns RN license. Ms. Hill seconded. Motion carried without objection.

7. Mitchell-Joe, Connie Ann – RN 1-148156 (Lapsed)

On March 31, 2017, Dr. Baker moved that the Board accept the Findings of Fact, Conclusions of Law, and the Recommendation of the Hearing Officer, and revoke Ms. Mitchell-Joe's RN license. Ms. Hill seconded. Motion carried without objection.

XV. REPORTS OF MEETINGS ATTENDED

1. NCSBN Mid-Year Meeting Salt Lake City, Utah

Ms. Benson gave a brief report on the NCSBN Mid-Year Meeting in Salt Lake City, Utah, said it was a very good meeting.

XVI. NEXT MEETING DATE: May 18 & 19, 2017, 770 Washington Ave, RSA Plaza, Suite 350

XVII. OTHER

A. April 26, 2017 Board retreat

Ms. Benson gave a brief report about the ABN Board Retreat on April 26, 2017, at 770 Washington Ave, RSA Plaza, Suite 350 at 9:00 a.m. Mr. David Benton with the NCSBN will be the special speaker.

B. New Drug Testing Plan

Ms. Boden reported effective January 1, 2017, there are three testing options for the Board's program of random drug testing for Probation and VDAP. The planned frequency of drug testing remains 27 times a year. Participants are scheduled at random for the testing options as follows:

Med Pro B (Option 1)
Med Pro E (Option 3)
Peth (phosphatidylethanol)

The price of a test in the new drug testing plan is between \$37.50 and \$90.00 (this does not include the collection site fee). This change may or may not result in an increase of the total annual cost for a nurse who is monitored by Probation or VDAP. Nurses monitored by Probation and VDAP were notified via Listserv message of the implementation of the new testing plan.

In the past, Board staff determined what option(s) an individual tested under based upon what suspected or known as the drug(s) of concern. This has now been standardized so that participants test under the same options. Since implementation of this change, the identification of alcohol consumption (Peth testing) and use of mood-altering over the counter products (Option 3 testing) without physician verification has increased.

C. Consent Order / VDAP Agreement Revisions

Ms. Boden reported that the Consent Order and VDAP shells are utilized in the disposition of complaints when there is a violation of the Nurse Practice Act. Board staff request revisions to Consent Order and VDAP Agreement shells for clarity to nurses and consistency between monitoring programs. The revisions are the template that will be used for other discipline shells.

The revisions include:

- re-ordering and renaming of some requirements
- combining of similar requirements
- modifications to the stipulation "Evaluations" and "Treatment Program" that incorporate requirements for an advanced practice nurse and allow use of one shell regardless of the health issue

- modifications to the stipulation “Practice in Other Jurisdictions” which clarify requirements for release from monitoring
- stipulation for Prescription Verification which includes clarification of the requirements for physician verification of controlled medications
- combining of employment related requirements under one stipulation

The Board discussed and made a few changes.

On March 30, 2017, Dr. Baker moved that the Board approve recommended revisions to Consent Order and VDAP Agreement Shells. Ms. Hill seconded. Motion carried without objection.

On March 31, 2017, Dr. Baker moved that the Board enter into Executive Sessions to discuss legal ramifications of and legal options for pending litigation. Ms. Hill seconded. Motion carried with all in favor: (Francine Parker, Jill Hightower, LaDonna McDonnell, Laura Wright, and Cynthia Buford).

Dr. Parker reported that the Board would reconvene in open session at approximately 11:00 a.m.

The Board reconvened in open session at 12:21 p.m.

XVIII. BOARD MEETING DEBRIEFING

Ms. Benson gave a brief report on the new office and security updates.

Ms. Benson reported on a new document created to help file a complaint step by step.

XIX. ADJOURNMENT

The ABN Board meeting adjourned at 1:49 p.m. on March 30, 2017 and 11:10 a.m. on March 31, 2017.

Francine Parker, EdD, MSN, RN
President

Gladys Davis Hill, MSN, RN
Secretary

Submitted by _____
Tonya Smith Recorder 03/30-03/31